

JFW



PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/696,982
Filing Date	October 30, 2003
First Named Inventor	Dierl, et al.
Art Unit	
Examiner Name	
Attorney Docket Number	CFLAY.00204

Total Number of Pages in This Submission

ENCLOSURES (Check all that apply)

- | | | |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment/Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input checked="" type="checkbox"/> Information Disclosure Statement
<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Response to Missing Parts/Incomplete Application
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation
<input type="checkbox"/> Change of Correspondence Address
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Postcard Receipt |
|--|--|---|

Remarks

Supplemental Information Disclosure Statement; and
 Information Disclosure Statement with Cited References AA through Aff and BA

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Colin P. Cahoon
Signature	
Date	June 29, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Rhonda K. McGee
Signature	
Date	June 29, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Dierl, et al.	§	GROUP ART UNIT:
	§	
FILED: October 30, 2003	§	
	§	
INVENTION: Vertical Stand-Up Pouch With	§	EXAMINER:
Integrated Reclose Strip	§	
	§	
SERIAL NO.: 10/696,982	§	ATTY FILE: CFLAY.00204

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with 37 CFR §1.56, and in accordance with the provisions of 37 C.F.R. §§1.97 and 1.98, Applicant hereby makes disclosure of the patents, publications, and/or other information listed on the accompanying form PTO/SB/08A, which references are considered to be potentially material to the patentability of the invention disclosed in the above-referenced application. Copies of the listed references are submitted herewith.

In accordance with 37 C.F.R. §1.97(h), the filing of this Supplemental Information Disclosure Statement shall not constitute an admission that any information cited therein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b). In the interest of full and complete disclosure to the Office, some or all of the art cited herein may not be considered by Applicant(s) or the undersigned to be material under the new standards of materiality defined in 37 C.F.R. §1.56(b), enacted March 16, 1992, but may be material under the old standard of materiality defined in 37 C.F.R. §1.56(a), last amended on November 28, 1988, or may merely be technical background which may be of interest to the Examiner. In accordance with 37 C.F.R. §1.97(g), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made.

This Supplemental Information Disclosure Statement is being filed under 37 C.F.R. §1.97(b)(3) before the mailing date of a first office action on the merits. Therefore, CFLAY.00204

pursuant to 37 C.F.R. §1.97(b)(3), no fee is believed to be due for this filing. If, however, any fees are required, the Commissioner is hereby authorized to charge any additional payment that may be due or credit any overpayment to Deposit Account 50-0392.

Written notification that these references have been considered in their entirety by return copy of the enclosed form, completed by the Examiner, is respectfully requested.

Respectfully submitted,

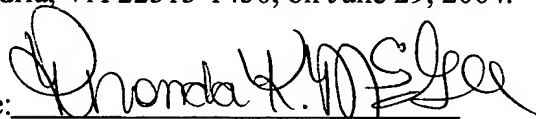


Colin P. Cahoon
Registration No. 38,836
Attorney for Applicant

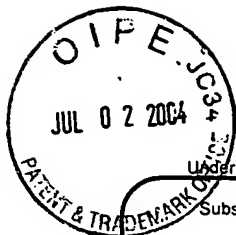
CARSTENS, YEE & CAHOON, L.L.P.
P.O. Box 802334
Dallas, TX 75380
(972) 367-2001
(972) 367-2002 Fax

Certificate of Mailing

I hereby certify that this document is being deposited, pursuant to 37 C.F.R. 1.10, with the United States Postal Service via first class mail in an envelope addressed to: MS: DD, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 29, 2004.

Name: 

Rhonda K. McGee



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/696,982
Filing Date	October 30, 2003
First Named Inventor	Martin B. Dierl et al.
Art Unit	
Examiner Name	
Attorney Docket Number	CFLAY.00204

Sheet 1 of 2

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US- 2003/0009989 A1	01-16-2003	Knoerzer, et al.	
	AB	US- 6,615,567	09-09-2003	Kuhn, et al.	
	AC	US- 6,398,412	06-04-2002	Wedi, et al.	
	AD	US- 6,145,282	11-14-2000	Tsuruta	
	AE	US- 6,047,521	04-11-2000	Terminella, et al.	
	AF	US- 6,029,428	02-29-2000	Terminella, et al.	
	AG	US- 5,930,983	08-03-1999	Terminella, et al.	
	AH	US- 5,862,652	01-26-1999	Schoeler	
	AI	US- 5,768,852	06-23-1998	Terminella, et al.	
	AJ	US- 5,746,043	05-05-1998	Terminella, et al.	
	AK	US- 5,564,259	10-15-1996	Stolmeier	
	AL	US- 5,561,966	10-08-1996	English	
	AM	US- 5,551,208	09-03-1996	Van Erden	
	AN	US- 5,505,037	04-09-1996	Terminella et al.	
	AO	US- 5,425,215	06-20-1995	Ausnit	
	AP	US- 5,412,924	05-09-1995	Ausnit	
	AQ	US- Re. 34,905	04-18-1995	Ausnit	
	AR	US- 5,400,565	03-28-1995	Terminella, et al.	
	AS	US- 5,398,486	03-21-1995	Kauss, et al.	

FOREIGN PATENT DOCUMENTS

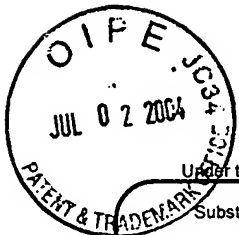
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	BA	JP2191159	07-27-1990	Hashiuchi		

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 2

of

2

Complete if Known

Application Number	10/696,982
Filing Date	October 13, 2003
First Named Inventor	Martin B. Dierl et al.
Art Unit	
Examiner Name	
Attorney Docket Number	CFLAY.00204

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AT	US- 5,322,579	06-21-1994	Van Erden	
	AU	US- 5,242,516	09-07-1993	Custer, et al.	
	AV	US- 5,170,608	12-15-1992	Petry, et al.	
	AW	US- 5,127,208	07-07-1992	Custer, et al.	
	AX	US- 5,046,300	09-10-1991	Custer, et al.	
	AY	US- 4,986,054	01-22-1991	McMahon	
	AZ	US- 4,913,561	04-03-1990	Beer	
	Aaa	US- 4,894,975	01-23-1990	Ausnit	
	Abb	US- 4,604,854	08-12-1986	Andreas	
	Acc	US- 4,597,103	06-24-1986	Hoover	
	Add	US- 4,194,438	03-25-1980	Schmachtel	
	Aee	US- 3,785,112	01-15-1974	Leasure, et al.	
	Aff	US- 3,537,636	11-03-1970	Rochette	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ^a
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.